



Attorney Docket No. 3873 P 010 (4110 P 003)

1641  
PATENT *[Signature]*

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re U.S. Patent Application of:  
Kiamars Hajizadeh and Zakir S. Murtaza

Examiner: Gary W. Counts

Art Unit: 1641

Application No. :09/993,391  
Confirmation No.: 4943  
Filed: November 14, 2001

For: Rapid Prion-Detection Assay

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT  
BEFORE MAILING DATE OF EITHER A FINAL ACTION  
OR NOTICE OF ALLOWANCE (37 C.F.R. § 1.97)**

Mail Stop Amendment  
Commissioner For Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

Applicants submit herewith Form PTO-1449, "Information Disclosure Citation."  
Pursuant to the Notice from the U.S. Patent and Trademark Office ("PTO") dated October 12, 2004, the PTO has waived the requirement under 37 C.F.R. 1.98(a)(2)(i) requiring submission of a copy of each cited U.S. patent and each cited U.S. patent application for all applications regardless of filing date and for all international applications entering the national stage under 35 U.S.C. Sec. 371 regardless of U.S. filing date. Therefore, we are not enclosing copies of the listed U.S. patents and U.S. patent applications.

The Information Disclosure Statement transmitted herewith is being filed after the mailing date of a first Office Action on the merits, but before the mailing date of a Final Office Action under 37 C.F.R. § 1.113 or a Notice of Allowance under 37 C.F.R. § 1.311, whichever occurs first.

Enclosed is our check No. 22664 in the sum of \$180 in payment of the fee set forth in 37 C.F.R. § 1.17(p) for submission of an Information Disclosure Statement under 37 C.F.R. § 1.97(c). The Commissioner is hereby authorized to charge payment of any deficit in these fees to Deposit Account No. 23-0280. A duplicate copy of this sheet is enclosed for that purpose.

Applicants are submitting this art because they recognize their duty to disclose pursuant to 37 C.F.R. §1.56. However, submission of this art and Statement is not an admission any item identified contains matter anticipating the invention or rendering the invention obvious to a person of ordinary skill in the art. Further, Applicants believe none of the art submitted herewith, alone or in proper combination, discloses, teaches or suggests the invention claimed by Applicants.

The citation of a reference is also without admission the reference is sufficient to teach one of ordinary skill in the art how to make or use the subject matter thereof or the reference is, or is considered to be, material to the patentability as defined in 37 C.F.R. §1.56(b).

Moreover, submission of these patents is without admission any of the patents constitutes statutory prior art or has an effective date prior to Applicants' effective date of invention.

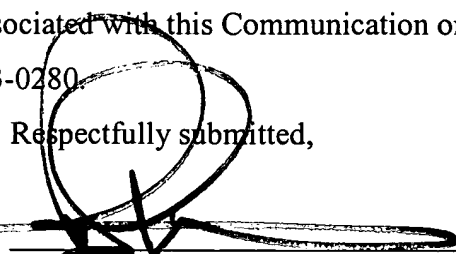
Applicants specifically reserve all rights of privilege and confidence with respect to this matter. A submission of this document is not to be construed as a waiver of those rights. In addition, the filing of this Statement is not to be construed as a representation a search had been made by Applicants or counsel.

Please charge any additional fees associated with this Communication or credit any overpayment to our Deposit Account No. 23-0280.

Respectfully submitted,

Date

December 8, 2004

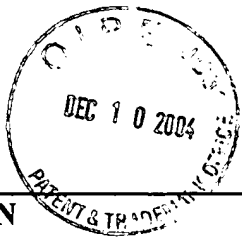
  
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**CERTIFICATE OF MAILING (37 C.F.R. § 1.8a)**

I hereby certify that this correspondence is, on the date shown below, being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner For Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on Dec. 8, 2004.

Kathleen Rundquist  
Kathleen Rundquist/214836



**INFORMATION  
DISCLOSURE  
STATEMENT BY APPLICANT**  
PTO-1449

WW&R File No.: 3873 P 010 (4110 P 003)  
Application No.: 09/993,391  
Applicants: Kiamars Hajizadeh et al.  
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**U.S. PATENT DOCUMENTS**

Examiner Initial	U.S. Patent Document No.	Name of Patentee or Applicant	Date of Publication
	6,765,088 B1	Korth et al.	07/20/2004
	6,534,036 B1	Collinge et al.	03/18/2003
	5,141,850	Cole et al.	08/25/1992

**FOREIGN PATENT DOCUMENTS**

Examiner Initial	Foreign Patent Document			Name of Patentee or Applicant	Date of Publication	T
	Office	Number	Kind			
	WO	00/29850		Hope et al.	05/25/2000	
	WO	98/33069		Sy	07/30/1998	

**OTHER PRIOR ART OR NON-PATENT LITERATURE DOCUMENTS**

Examiner Initial	(including Author (in capital letters), Title of the article, Title of the item, Date, Pages, Volume-Issue number, Publisher, City and/or Country where published.)	T

EXAMINER: \_\_\_\_\_

Date  
CONSIDERED: \_\_\_\_\_

Examiner: Initial if citation considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.